

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

LOUISE SPIERING and RAY  
SPIERING, Husband and wife,

Plaintiffs,

vs.

GOVERNOR MIKE JOHANNNS, In  
his individual capacity and official  
capacity as Governor of the State of  
Nebraska, ATTORNEY GENERAL  
JON BRUNING, In his individual  
capacity and official capacity as  
Attorney General of the State of  
Nebraska, NANCY MONTANEZ, In  
her individual capacity and official  
capacity as Director of the Nebraska  
Department of Health and Human  
Services, RICHARD RAYMOND, In  
his individual capacity and official  
capacity as Director of the Nebraska  
Department of Health and Human  
Services Department of Regulation  
and Licensure, and JULIE MILLER,  
In her individual capacity and official  
capacity as Coordinator of the  
Nebraska Department of Health and  
Human Services Newborn Screening  
Program,

Defendants.

4:04CV3385

**MEMORANDUM  
AND ORDER**

There is pending before me a second joint motion to extend the deadline to file an application for attorneys' fees (filing 94) and a joint stipulation for attorneys' fees (filing 95). Having considered the matter,

IT IS ORDERED that:

1. The second motion (filing 94) to extend the deadline to file an application for attorneys' fees is granted.
2. The joint stipulation for attorneys' fees (filing 95) is approved and the defendants shall pay said sum as an attorneys' fee.
3. Judgment will be entered by separate document.

October 16, 2006.

BY THE COURT:

*s/ Richard G. Kopf*  
United States District Judge